

GOVERNMENT OF ANDHRA PRADESH

A B S R A C T

Social Welfare Department – Land Acquisition - Kurnool District and Mandal – Panchalingala Village, – Land Acquired to an extent of Ac.5.60 Cts in Sy.No.300 and 328 for providing house sites to the Weaker Section People – Sanctioned for Rs.72,198/- towards payment of the decretal charges in LA OP.No. 26/1994 – Orders - Issued.

SOCIAL WELFARE (LA.2) DEPARTMENT

G.O Rt.No. 125

Dated: 01.03.2014
Read the following:-

1. From the Dist Collector, Kurnool Lr.No.K200/SWLA/99, dated 08.7.2013.
2. From the CSW, A.P., Hyd Lr.No.LA4/5945/2013, dt 22.8.2013.
3. From the Spl CS & CCLA ,AP, Hyd , Ref Lr. No.S2/544/2013, Dated 28.10.2013.

ORDER:

In the reference 3rd read above, the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has stated that the LAO/DSWO, Kurnool has acquired lands to an extent of Ac. 5.60 Cents in Sy. No. 300 and 328 situated at Panchalingla Village of Kurnool Mandal and Dist for providing house sites to the weaker section in Award Procs.No. 153/1976, dated 26.03.1976, duly fixing the market value of Rs. 2,500/- per acre. Aggrieved by the compensation fixed by the LAO, the land owners have filed Petition before the Addl. Sr. Civil Judge, Kurnool in OP. No : 26/1994. On 03.08.1999, the Lower Court has issued orders as follows :

1. That the market value fixed by the LAO be and is hereby confirmed.
2. That the advocate fee is fixed at Rs. 500/-

Aggrieved by the Lower Court order, the claimants are filed appeal before the Hon'ble High Court of AP in A.S. No : 2718/1999. The Hon'ble High Court on 12.12.2011 while allowing the Appeal, doth order and decree as follows :

1. That the compensation of market value of Rs. 2,500/- per acre be awarded by the court below be and hereby is enhanced to Rs. 4,000/- per acre.
2. That the Claimants are entitled to all statutory benefits under the Act, &
3. That there be no order as to costs in this Appeal suit.

The Government Pleader for Appeals, A.P., High Court, Hyderabad vide Lr dt 08.02.2012 has opined that, the enhanced compensation from Rs. 2500/- to Rs. 4000/- per acre by the Hon'ble Court is very meager, no reason to the appeal in this case, and also advised to comply with the judgment. The Commissioner of Social Welfare, A.P., Hyderabad/District Collector, Kurnool have submitted proposals for sanction of Rs.72,139/- towards payment of balance decretal charges in AS. No ; 2718/99 in LAOP.No. 26/1994 for the lands acquired to an extent of Ac. 5.60 Cents in Sy. No. 300 and 328 situated at Panchalingla Village of Kurnool Mandal and Dist for providing house sites to the weaker section people.

PTO

2. After verification and scrutiny of the proposals submitted by the Commissioner of Social Welfare, A.P., Hyderabad/District Collector, Kurnool the Spl Chief Secretary & Chief Commissioner of Land Administration, A.P., Hyderabad has sent comparative calculation for sanction of Rs.72,198/- (Rupees seventy two thousand one hundred and ninety eight only) towards payment of balance decretal charges in AS. No. 2718/1999 in LAOP No : 26/1994 for the lands acquired to an extent of Ac. 5.60 Cents in Sy. No. 300 and 328 situated at Panchalingla Village of Kurnool Mandal and Dist for providing house sites to the weaker section people.

3. Government, after careful examination of the above proposal, hereby accord permission to the Commissioner of Social Welfare, A.P., Hyderabad for release an amount of Rs.72,198/- (Rupees seventy two thousand one hundred and ninety eight only) to the District Collector, Kurnool towards payment of balance decretal charges in AS. No. 2718/1999 in LAOP No.26/1994 for the lands acquired to an extent of Ac. 5.60 Cents in Sy. No. 300 and 328 situated at Panchalingla Village of Kurnool Mandal and District for providing house sites to the weaker section people.

4. The expenditure sanctioned in para (3) above shall be met within the BE.2013-14 and debited to the following Head of Account:

“2225-Welfare of Scheduled Castes, Scheduled Tribes and other Backward Classes – 01 – Welfare of Scheduled Castes – M.H.283- Housing – G.H.11-Normal State Plan – SH(08) Acquisition of House Sites to weaker sections in Indiramma Programme – 310/312 – Other Grant – in – Aid”.

5. The Commissioner of Social Welfare, A.P., Hyderabad is directed to issue necessary Proceedings to the District Collector, Kurnool to comply with the Court orders in AS. No.2718/1999 in O.P. No.26/94.

6. The District Collector, Kurnool shall verify the calculation sheet submitted by the Land Acquisition Officer once again, before issue of the Proceedings for releasing the amount. If any discrepancy/excess claim is found in the calculation sheet in future, the Land Acquisition Officer shall be held solely responsible.

7. This order does not require the concurrence of Finance (Expr.SW) Department, as per their instructions vide U.O Note No.12869/196/A1/Expr.SW/2009 dated 22.05.2009 and U.O No. 15926/256/A1/1/Expr.SW/09, dated 17.08.2009.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

J. RAYMOND PETER
PRINCIPAL SECRETARY TO GOVERNMENT (FAC)

To

The Spl Chief Secretary & Chief Commissioner of Land Administration,
A.P., Hyderabad.

The Commissioner of Social Welfare, A.P., Hyderabad,
The District Collector, Kurnool

Copy to:

The Director of Treasury & Accounts, A.P., Hyderabad,

The Accountant General, A.P., Hyderabad,

The District Treasury Officer, Kurnool District.

Finance (Exp.SW/BG) Department

SF/SC.

//FORWARDED::BY ORDER//

SECTION OFFICER